

United States District Court
for the District of Puerto Rico

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U.S. DISTRICT COURT
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The Financial Oversight and
Management Board of Puerto Rico

promesa 178966

Title III 178975

as representative of

NO. 17 BK 3283-LTS

The Commonwealth of
Puerto Rico

jointly administered

This filing relates to
The Commonwealth (PBA)

Non jurisdiction of Judge Laura Taylor Swain,
objection to the order Doc # 20254 Denying
Motion for permission to appeal in forma pauperis,
objection to the Doc # 16020, objection to the
Doc # 16824 objection to the Doc # 17923
objection to the Doc # 20191

1. The debtors in these Title III Cases, along
with each debtors respective Title III Case
number and the last four (4) digits of each
debtor's federal tax identification number, as
applicable, are the (i) Commonwealth of Puerto
Rico (The Commonwealth) (Bankruptcy Case NO.
17 BK-3283-LTS) (last four digits of federal tax
id: 3481); (ii) Puerto Rico Sales Tax Financing
Corporation (Cofina) (Bankruptcy Case NO. 17 BK

3284-LTS) (last four digits of federal tax id 8474); (iii) Puerto Rico Highways and Transportation Authority (HTA) (Bankruptcy Case NO. 17 BK 3567-LTS) (last four digits of federal tax id: 3808); (iv) employees retirement system of the government of the Commonwealth of Puerto Rico (ERS) (Bankruptcy Case: NO: 17 BK 3568-LTS) (last four digits of federal tax id: 9686); (v) Puerto Rico electric Power Authority (PREPA) (Bankruptcy Case NO: 17 BK 4780-LTS) (last four digits of federal tax id: 3747; and (vi) Puerto Rico Buildings Authority (PBA) (Bankruptcy Case NO. 19 BK 5523-LTS) (last four digits of federal tax id: 3808) (the in Case numbers are listed as Bankruptcy Case numbers due to Software limitations.

2. On November 13, 2017 a lawsuit was filed assigning the clerk's office the number 17-cv-2286 (Adc).

3. On December 4, 2017 a lawsuit was filed assigning the clerk's office the number 17-cv-2340 (wg4).

4. Neither Case Complied with Rule 5(c)(1)(a)(3) (4) Translations Citi (local rules (translations) affecting my substantive right, 17-cv-2286,

affecting my substantive right 17-cv-2340.

5. These two cases were filed in the form of poor and was approved their filing.

6. Neither case complied with the Rule 5(M) time for service (summons) 90 days federal rules of civil procedure affecting my substantive right under 17-cv-2286, under 17-cv-2340.

7. Definitely, Judge Laura Taylor Swain does not have jurisdiction over the plaintiff or the defendants who were not summoned under Rule 5(M) time limit for service (summons) federal rules of civil procedure on 17-cv-2286 17-cv-2340 affecting my substantive rights.

8. The Court Marshall who had the responsibility of serving the summons never complied with the Rule 5(M) time limit for service (summons) federal rules of civil procedure on 17-cv-2286 17-cv-2340 therefore Judge Laura Taylor Swain procedure was irrelevant because the procedure for initiating a lawsuit had not been complied with, that is, there was no formal case, affecting my substantive right under 17-cv-2286, 17-cv-2340

9. That is there was no formal case submitted in compliance with the rules of federal civil procedure, with the rules of local civil procedure for the district of Puerto Rico in other words there was nothing to bring to the jurisdiction of Judge Laura Taylor Swain.

10. in other words there is no formality of a lawsuit attached to due process of law and in turn and therefore nothing to submit on or before June 29, 18 due date for proof of claim because Judge Swain did not have and does not have jurisdiction over lawsuits that do not exist for failure to comply with federal rules of civil procedure, for failure to comply with the local rules for the district of Puerto Rico, rule 5(M) time limit for service summons, local rule 5(c)(1)(2)(3)(4) (translations)

11. on June 29, 18 due date for the purpose of proof of claim Mr. Jaime A. Diaz Oreill didn't have to submit anything because in the procedural there was no case that is they were already dismissed without prejudice without any type of jurisdiction of Judge Laura Taylor Swain in the claims of Mr. Jaime A. Diaz Oreill.

12. Judge Laura Taylor Swain has no jurisdiction over something that does not exist, that is non-existent that never existed, therefore any ruling by Judge Swain would be null and void without any legal consequence.

13. Judge Aida delgado Colon, Judge William G. Young both subsequently issued summons, orders to the Marshalls knowing of prior violations of the rules of civil procedure local and federal, rules of civil procedure rule 5(c)(1)(2)(3)(4) translations, rule 5(m) time limit for service (summons), 90 days, with knowledge that these cases were already dismissed without prejudice.

14. Under the case 17-CV-8340 illegal summons were issued in 16 of November of 2018 under the defendants it was not summoned X, Y, Z officials, item #2 Defendants, prasa, employees A, Z, Y, item #3 Defendants, united A, Z, Y, item 4, labor relations board of PR, employees A, Z, Y item 5 Defendants, employees A, Z, Y item 6 Defendants, St. James Security Inc., employees A, Z, Y item 7 Defendants, Puerto Rico police, police ex police X, Y, Z item 8 defendants, Department of labor and Human Resources, employees A, Z, Y item 10 defendants, none of the previously mentioned

Parties was Summoned, therefore the judge Laura Taylor Swain does not have jurisdiction over the Puerto Rico Aqueduct and Sewer Authority (PRASA) and does not have jurisdiction over the plaintiff Mr. Jaime A. Diaz @ all nor any other party that was not summoned and/or illegally summoned outside the rules in violation and affecting my substantive right.

15. Under the Case 17-cv-2286, illegal summons were issued in the 7 of August of 2018 under the defendants it was not summoned ex police XYZ item d, defendants Mr. Donald Trump President of the United States, the United States of America item f defendants.

16. Definitely judge Laura Taylor Swain does not have jurisdiction over the fake summons illegal order, over parties never was summoned, over a case dismissed without prejudice, in violation of federal rules of civil procedure, in violation of the local rules civil procedure for District of Puerto Rico, any determination of Judge Swain would be void without any legal consequence due to lack of jurisdiction over the matter.

17. For all of above Mr. Jaime A. Diaz Orell did not have to submit anything before the date of 29 of June of 2018 proof of claim as stated because both cases were in procedural noncompliance in other words there was no case to consider for the violations of the rules 5(c)(1)(2)(3)(4) translations Civil local rules and the rule 5(m) time limit for Service Summons federal rules of Civil procedure, there were no cases for which proof of claim had to be submitted

18. The Puerto Rico Aqueduct and Sewer Authority was never summoned, persons in their individual capacity was never summoned for all of which the judge laws Taylor Swain don't have jurisdiction over the plaintiff over the defendants for all of which Mrs Laura Taylor Swain cannot be disallowance concerning proof of claim about two cases that did not exist, affecting my substantive right.

19. Mr. Jaime A. Diaz Orell never used the system (CM-ect) Case Management electronic Case filing represent himself in his own right and in form of a poor never but never received any document from prothonotary in a timely manner that is to

Say when all the parties received notifications immediately Mr. James Daywell did not receive anything leaving him in a state of defenselessness, so it is so the doc # 16020 # 16824 # 17923 # 20191 # 1990 # 20106 # 20107 # 20125 I had to find to print the document because prime clerk never notified me accordingly remaining in a state of helplessness

20. The response under doc # 19990, the info Motive Motion regarding omnibus claim objection to be heard at February 16-17, 2022 hearing Doc # 20107 # 20106, the response form for claims to be heard at February 14 claim objection hearing attachment 1 under doc # 20125 filed 14 of February of 2022 two days previous to the hearing date how can you appear? if the person does not use the Case Management electronic Case filing (CM(e)) undoubtedly the person whoever it is will receive the sending by mail of the document later.

21. it would have been different if the prose had received the notified document on the same date as the others.

22. in fact the non-use of the system has caused damage, definitely the non use of the Case Management electronic Case Filing caused the violation of due process of law and timely appearance for the benefit of others, the non-jurisdiction of the judge Laura Taylor Swain over the plaintiff and the defendants could have been submitted before this brief and in face to face argumentative hearing important matter and that due to the lack of competent callow and adequate notification could not be.

23. for all of which I understand that the Honorable judge Laura Taylor Swain must consider her analysis because the present brief attached to docket 19507 and others submitted on 13 of December of 2021 are clear and specific I am aware that the Honorable judge has an interest in finalizing this bankruptcy matter in Puerto Rico but the reality here is that there is no case to assume jurisdiction, do not have jurisdiction over Jaime A. Diaz Over the Plaintiff and do not have jurisdiction over the defendants.

24. I understand that I have identified non frivolous arguments in my present brief attached to the brief of 13 of December of 2021 under doc # 19507 and others for the Honorable Judge Laura Taylor Swain to issue a ruling of no jurisdiction over the Plaintiff and the defendants for the reason explained without renouncing any other argument that in law proceeds, in the alternative allow the appeal in the form of a poor person because certainly my person Jaime A. Diaz Ovalle has never acted in bad faith towards his person in my claim for justice and the jurisprudence of Dolan v. Telegram, Coppedge v. United States, 28 USC 1915(a)(3) it does not apply to me or to the facts of my case dismissed without prejudice. This is my personal analysis in two cases you never has jurisdiction for the reasons that were explained.

25. Accordingly reconsideration is requested on the order denying Motion for permission to appeal in forma pauperis there is not bad faith of Mr. Jaime A. Diaz Ovalle, it is just that you never had jurisdiction. Federal rule of Civil procedure 5(M) Time limit for service, local rule 5(c)(1)(B)(4) translations.

Respectfully Submitted

7 of March of 2022

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Certificate of Service

I Jaime A. Diaz Onell Hereby Certify under penalty of perjury that on 7 of March of 2022 I serve Copies of non jurisdiction of Laura Taylor Swain objection to the order Doc # 20254 Denying Motion for permission to appeal in forma pauperis objection to the doc # 16020 objection to the Doc # 16824 objection to the doc # 17923 objection to the Doc # 20191 to the following parties

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